

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Matthew BOYD et al.

Group Art Unit: 1733

Application No.: 10/038,771

NOV 01 2005

Examiner: Justin R. Fischer

Filing Date: January 8, 2002

Attorney Docket No.: 7373/72556

Confirmation No.: 6313

Customer No.: 42798

**REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. §1.114**

MAIL STOP RCE  
Commissioner for Patents  
Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

This is a Request for Continued Examination (RCE) of the above-identified application under 37 C.F.R. §1.114.

☒ An Appendix including amended drawing figures labeled as "Annotated Marked-up Drawings" is enclosed.

1. Submission required under 37 C.F.R. §1.114:

a. Previously submitted:

☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on September 29, 2005.

☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

☐ Other:

b. Enclosed:

☐ Amendment/Reply

☐ Affidavit(s)/Declaration(s)

11/02/2005 JADD01 00000006 061135 10038771

☐ Information Disclosure Statement (IDS): 1801

790.00 DA

☐ Other:

2. Additional Items:

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of [No. of Months Suspension 1.103(c)] months. (*Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(i) required.*)
- ☐ A petition for extension of time is enclosed.
- ☐ A return receipt postcard is enclosed.
- ☐ Other:
- ☐ Applicant(s) assert entitlement to Small Entity Status (37 C.F.R. § 1.27).
- ☒ RCE Fee required under 37 C.F.R. § 1.17(e) without a claim of small entity status is: \$790.00.
- ☐ RCE Fee required under 37 C.F.R. § 1.17(e) by an entity claiming small entity status is: \$395.00.
- ☐ A check in the amount of \$ [Check Amount enclosed] is enclosed.
- ☒ Charge \$ 790.00 to Deposit Account No. 06-1135 referencing Order No. 7373/72556.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§ 1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Fitch, Even, Tabin &amp; Flannery

Date: November 1, 2005



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Kendrew H. Colton  
Registration No. 30,368

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